

CHARGE: 502(e) (2)—when shipped and while held for sale, the label of the article failed to bear the common or usual name of each active ingredient; and 502(f) (1)—the labeling of the article failed to bear adequate directions for use for the purposes and conditions for which it was intended, namely, acne, scalp irritation, excessive itching, bed sores, irritations of feet, fungus infections, eczema, all types of burns, radiation fallout injuries, and industrial dermatitis.

DISPOSITION: 10-19-59. Default—destruction.

6048. Stan Dispenstick and Stan Styk. (F.D.C. No. 42568. S. No. 7-582 P.)

QUANTITY: 120,000 lipstick-type dispensers at Fairfield, Conn., in possession of Stanley Research Corp.

SHIPPED: During the period of 1-1-58 through September 1958, from New York, N.Y., by Private Labels, Inc.

LABEL IN PART: "Stan Formulated [or "Stan Styk"] \* \* \* Active Ingredients: Hexachlorophene 1%, Pyrillamine Maleate 1.5%, Benzyl Alcohol, Calamine in Sterated Petrolatum Lanolin Base Wt. 90 Grains \* \* \* Distributed by Stanley Research Corporation, Bridgeport, Conn."

ACCOMPANYING LABELING: Leaflets entitled "The Easy Way to a Cleaner Better Looking Complexion!" and display cards entitled "Stan Dispenstick" and "Check Pimples! Stan Styk."

LIBELED: 12-19-58, Dist. Conn.

CHARGE: 502(a)—when shipped and while held for sale, the labeling of the article contained false and misleading representations that the article was an adequate and effective treatment for acne, pimples, minor rashes, and all skin blemishes; and 502(f) (2)—the labeling failed to bear adequate warnings against unsafe methods and duration of administration or application, in such manner and form, as are necessary for the protection of users, since the article contained an antihistamine drug (pyrillamine maleate) and its labeling failed to warn that the article was not for prolonged use, should not be used in the eyes, or over large areas of the body, and that if swelling or pain persisted or increased, its use should be discontinued and a physician consulted.

DISPOSITION: 3-10-60. Default—destruction.

6049. Supra Vite Special Food Supplement and Supra Vite Vitamin E Perles. (F.D.C. No. 42425. S. Nos. 28-861/2 P.)

INFORMATION FILED: 5-18-59, N. Dist. Tex., against S. Evans Millican, Fort Worth, Tex.

ALLEGED VIOLATION: On 5-22-58, the defendant in the course of a sales talk to persons present, made oral representations holding out *Supra Vite Special Food Supplement* capsules and tablets and *Supra Vite Vitamin E Perles* capsules as a prevention and treatment for the diseases, symptoms, and conditions set forth below, which acts resulted in the articles being misbranded while held for sale.

LABEL IN PART: (Box) "SUPRA VITE Special Improved Highly Concentrated Food Supplement This package contains 122 multiple-vitamin capsules and 122 multiple-mineral tablets" and (btl.) "100 Capsules Supra Vite 50 mg. Vitamin E Perles."

CHARGE: 502(f) (1)—The labeling of the articles failed to bear adequate directions for use in the prevention and treatment of the diseases, symptoms, and

conditions for which they were intended, namely, (Special Food Supplement) anemia, allergy, diabetes, impotency, thrombosis, muscular dystrophy, alcoholism, sclerosis of the liver, nervousness, post-operative cancer conditions, and adverse reactions from antibiotics therapy; and, when used in conjunction with vitamin E therapy, phlebitis, heart trouble, nephritis, varicose veins, and chronic conditions of any sort, which are the diseases, symptoms, and conditions for which said drug was held out to the persons present at the aforesaid sales talk; and (Vitamin E Perles) heart trouble, impotency, nervousness, and chronic conditions of any sort; and, when used in conjunction with other vitamin and mineral therapy, phlebitis, varicose veins, nephritis, and diabetes, which are the diseases, symptoms, and conditions for which said drug was held out to the persons present at the aforesaid sales talk.

PLEA: Guilty.

DISPOSITION: 4-6-60. \$100 fine, six months jail sentence which was suspended, and probation for 1 year.

6050. Various prescription drugs. (F.D.C. No. 44215. S. Nos. 46-613/4 P, 46-616/8 P, 92-317 P.)

QUANTITY: 5 100-tablet btl. of *Obocell*, 7 100-tablet btl. of *Syndrow Methamphetamine Hydrochloride*, 3 12-tablet btl. of *penicillin G potassium* (200,000 Units), 1 12-tablet btl. of *penicillin G potassium* (50,000 Units), 5 individually cartoned tubes of *No. 66 ointment*, 1 50-tablet btl. of *Equanil*, 1 50-tablet btl. of *Dexamyl*, 1 50-tablet btl. of *Try-Phetamine Compound No. 3 Pink*, 1 12-tablet btl. of *penicillin G* (100,000 units), 3 25-troche btl. of *Ledercillin Troches*, 1 1-oz. tube of *Lederle Aureomycin ointment*, 2 1-oz. tubes of *Ledercillin procaine penicillin G ointment*, 1 100-tablet btl. of *Bel-lergal*, 1 ¼-lb. btl. of *chloroform*, 1 ¼-pint btl. *nux vomica NF* at *Fultondale, Ala.*, in possession of *Sam K. Mickwee, t/a Fultondale Sundry Store*.

SHIPPED: Prior to 12-18-59, from outside the State of Alabama.

LIBELED: 2-1-60, N. Dist. Ala.

CHARGE: 502(f) (1)—while held for sale, the labels of the articles failed to bear adequate directions for use, and the articles were not exempt from that requirement by regulations since the articles were prescription drugs in possession of a person who was not regularly and lawfully engaged in the distribution of prescription drugs, or regularly and lawfully engaged in dispensing prescription drugs.

DISPOSITION: 3-7-60. Default—destruction.

6051. *Kay-San ointment*. (F.D.C. No. 44164. S. Nos. 80-184/6 P.)

QUANTITY: 14 cases, 24 ¾-oz. jars each, and 24 cases, 12 1⅜-oz. jars each, at *Detroit, Mich.*

SHIPPED: Between 4-15-59 and 10-21-59, from *Wilkes-Barre, Pa.*, by *Stenton Laboratories, Inc.*

LABEL IN PART: (Ctn. and jar) "*Kay-San \* \* \* Active Ingredients Mercury Salicylate ⅓ Gr. to Oz., Acid Salicylic, Resorcin, Coal Tar \* \* \* Stenton Laboratories, Inc., Wilkes-Barre, Pa.*"

ACCOMPANYING LABELING: Leaflets in carton entitled "*Pauling's Special*" and "*Kay-San*" and sets of counter and display posters, consisting of three posters per set, reading in part "*Stop That Itch with Kay-San.*"